

# TENNESSEE REGULATORY AUTHORITY



Pat Miller, Chairman  
Deborah Taylor Tate, Director  
Sara Kyle, Director  
Ron Jones, Director

460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

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March 24, 2005

Ms. Tamar E. Finn, Counsel  
Mr. Brian M. McDermott, Counsel  
Ms. Danielle C. Burt, Counsel  
Swidler Berlin LLP  
3000 K Street, NW, Suite 300  
Washington, DC 20007-5116

RE: Docket 05-00076; Joint Petition of TelCove, Inc., LLC, KMC Telecom Holdings, Inc., KMC Telecom LLC, KMC Telecom II LLC, and KMC Telecom III LLC for Approval of a Transfer Assets and Customer Base in Tennessee

Dear Messrs. Finn, McDermott, and Burt:

In order to more fully analyze the above-referenced petition, the Tennessee Regulatory Authority (TRA) requires additional information. Please provide the information requested below by April 6, 2005 and refer to this correspondence as Data Request No. 1 in the response.

1. Have the petitioners filed similar petitions or notices in other states? If so, provide a listing of states and action taken or pending.
2. Have the petitioners filed a similar petition with the FCC or other federal agency? If so, list any action taken and the associated file(s) or document number(s).
3. Provide a current organizational chart of TelCove and KMC Holdings before and after the transaction.
4. How many customers do the petitioners currently have in Tennessee?
5. How many customers does KMC III have in Tennessee, and how many will be transferred to TelCove?
6. What telecommunication services will KMC III continue to provide under its current CNN in Tennessee after the transfer?

7. Verify that your current notice is consistent with TRA Rule 1220-4-2-.56(2) (d) regarding change in rates during the first 90 days after the transaction.
8. Confirm that petitioners will continue to operate under their present CNNs issued by the Authority and business licenses as filed with the Tennessee Secretary of State's Office.

If you have any questions, or need further assistance, please call Carlos Black at 615-741-2904, ext. 196 or e-mail him at [Carlos.Black@state.tn.us](mailto:Carlos.Black@state.tn.us). Please respond by sending the original and 13 copies to:

Ms. Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

Sincerely,



Aster Adams, Chief  
Competitive Markets & Policy Division

c: Mr. Brad E. Mutschelknaus, Counsel  
Ms. Melissa S. Conway, Counsel  
Kelley Drye & Warren LLP  
1200 19<sup>th</sup> Street, NW, Suite 5000  
Washington, DC 20036

Mr. Pat Miller, Chairman  
Ms. Sharla Dillon, Docket Room Manager